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6  
7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9 OAKLAND DIVISION

|                              |   |                                |
|------------------------------|---|--------------------------------|
| 10 UNITED STATES OF AMERICA, | ) | No. CR-12-70863 MAG            |
|                              | ) |                                |
| 11 Plaintiff,                | ) | STIPULATED REQUEST TO CONTINUE |
|                              | ) | HEARING DATE TO MARCH 25, 2013 |
| 12 v.                        | ) |                                |
|                              | ) | Hearing Date: March 6, 2013    |
|                              | ) | Time: 9:30 a.m.                |
| 13 FAZIL AHMAD KAYUMY,       | ) |                                |
|                              | ) |                                |
| 14 Defendant.                | ) |                                |
|                              | ) |                                |
| 15 _____                     | ) |                                |

16  
17 The above-captioned matter is set on March 6, 2013 before this Court for a status  
18 hearing. The parties request that this Court continue the hearing to March 25, 2013 at 9:30 a.m.  
19 The misdemeanor charges in this case are out of the Middle District of Georgia. The defense has  
20 been discussing Rule 20 resolution of this matter with a prosecutor in that District. The parties  
21 have agreed to the terms of a plea agreement. The necessary paperwork for the Rule 20 transfer  
22 process is complete and has been filed in the Middle District of Georgia. The only step that  
23 remains is the transfer of the docket to the Northern District of California. Additional time is  
24 needed for that purpose. The parties further stipulate and request that the Court exclude time  
25 between March 6, 2013 and March 25, 2013 in accordance with the provisions of the Speedy

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1 Trial Act, 18 U.S.C. § 3161(h)(1)(E) for delay caused by transfer of the case from the Middle  
2 District of Georgia.

3  
4 DATED: March 4, 2013

5 /s/ Andrew Huang  
6 ANDREW HUANG  
7 Assistant United States Attorney  
8 Counsel for United States  
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/s/ Ned Smock  
NED SMOCK  
Assistant Federal Public Defender  
Counsel for Fazil Kayumy

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

|                           |   |                                      |
|---------------------------|---|--------------------------------------|
| UNITED STATES OF AMERICA, | ) | No. CR-12-70863 MAG                  |
|                           | ) |                                      |
| Plaintiff,                | ) | <del>[PROPOSED]</del> ORDER GRANTING |
|                           | ) | STIPULATED REQUEST TO CONTINUE       |
| v.                        | ) | HEARING DATE TO MARCH 25, 2013       |
|                           | ) |                                      |
| FAZIL AHMAD KAYUMY,       | ) |                                      |
|                           | ) |                                      |
| Defendant.                | ) |                                      |
|                           | ) |                                      |
|                           | ) |                                      |
|                           | ) |                                      |
|                           | ) |                                      |

The parties jointly requested that the hearing in this matter be continued from March 6, 2013 to March 25, 2013. Additional time is needed to complete paperwork to finalize the Rule 20 transfer and plea. Therefore, **IT IS HEREBY ORDERED** that the status hearing in this matter is continued from March 6, 2013 to March 25, 2013 at 9:30 a.m. Time will be excluded between March 6, 2013 and March 25, 2013 in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(E) for delay caused by transfer of the case from the Middle District of Georgia.

DATED: 3/5/13

  
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HON. KANDIS WESTMORE  
United States Magistrate Judge